

BEFORE THE STATE OF WASHINGTON  
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of  
Application No. 2002-01

BP WEST COAST PRODUCTS, LLC.

BP CHERRY POINT COGENERATION  
PROJECT

NOTICE OF INTENT TO HOLD  
PREHEARING CONFERENCE  
**July 15, 2003**

NOTICE OF SCHEDULE FOR  
SUBMITTAL OF ISSUES LISTS  
**July 7, 2003**

**Notice of Second Prehearing Conference.**

The Washington State Energy Facility Site Evaluation Council will convene a second prehearing conference at 9:30 a.m., July 15, 2003, in Department of Natural Resources, 1111 Washington Street NE, Olympia, Washington, 98501, 1st floor conference room 172. The purpose of the second prehearing conference is to discuss the following matters:

1. Compliance with Council Order No. 773: Issues Identification and Counsel for the Environment's consolidated issues list;
2. Dispositive motions by BP West Coast Products, LLC;
3. Progress on stipulation and agreement discussions;
4. Progress report from parties on discovery; and
5. Scheduling: Adjudicative Hearing, filing testimony and filing exhibits and any other matters.

**Submittal of Issues Lists**

On April 4, 2003, Whatcom County submitted their response to Council Order 773 which required the submittal of all issues affecting their jurisdictions with particularity. By July 7, 2003, the Province of British Columbia and Counsel for the Environment shall also submit issue lists in response to Council Order 773.

Participants should come prepared to also discuss the following other procedural matters:

- (a) The necessity or desirability of amendments to the pleadings;
- (b) The possibility of obtaining admissions of fact, and admissions of the

- genuineness of documents which will avoid unnecessary proof;
- (c) Limitations on the number and consolidation of the examination of witnesses;
- (d) Whether evidence shall be prefiled, and appropriate distribution of written testimony and exhibits to the parties prior to the hearing;
- (e) Such other matters as may aid in the disposition or settlement of the proceeding including scheduling the date and location of the hearing sessions, determination of the sequence of the subject matter, and the timing and location of hearing sessions devoted to receiving evidence from the public; and
- (f) Other procedural matters.

Hearing in this matter is being held pursuant to Part IV of Chapter 34.05 RCW pertaining to adjudicative proceedings. The Council has jurisdiction over this matter under the provisions of Chapter 80.50 RCW and Title 463 WAC, including but not limited to RCW 80.50.040 and RCW 80.50.090, and Chapters 463-30 WAC, to recommend to the Governor whether to approve or reject the application for site certification. The Council will preside at the hearing.

Parties should contact EFSEC staff if any party or witness needs an interpreter or other assistance (see Attachment A). A current service list is attached.

#### WASHINGTON ENERGY FACILITY SITE EVALUATION COUNCIL

Dated in Olympia, Washington this \_\_\_\_\_ day of June, 2003

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Allen J. Fiksdal, EFSEC Manager

## Attachment A – Request for Interpreter or Other Assistance

### NOTICE

PLEASE TAKE NOTICE that:

- Smoking is prohibited in hearing facilities:
- The hearing facilities are accessible to interested persons with disabilities:
- A qualified interpreter will be appointed at no cost to the party or witness, if a party or witness is hearing impaired or limited English-speaking and needs an interpreter.

*Information needed to provide an appropriate interpreter or other assistance should be given below and the form returned to **Allen Fiksdal, EFSEC Manager, Energy Facility Site Evaluation Council, P.O. Box 43172, 925 Plum Street, Olympia, WA 98504-3172.** Please print all requested information.*

Hearing date/location: \_\_\_\_\_

Applicant \_\_\_\_\_

Name of Party: \_\_\_\_\_

Primary language: \_\_\_\_\_

Hearing impaired? (Yes) \_\_\_\_ (No) \_\_\_\_ Do you need a certified

sign language interpreter? Visual \_\_\_\_\_ Tactile \_\_\_\_\_

Other type of assistance needed: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

English-speaking person who can be  
reached if there are questions:

Name: \_\_\_\_\_

Address: \_\_\_\_\_ City \_\_\_\_\_

Telephone (\_\_\_\_) \_\_\_\_\_

**Attachment A – Request for Interpreter or Other Assistance**

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